

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

JOE L. ANDREWS and ELGIN I.  
MCCARGO, EXECUTOR OF THE  
ESTATE OF ANNIE MCCARGO-  
ANDREWS, a/k/a ANNIE MURL  
MCCARGO-ANDREWS,

Plaintiffs,

v.

MONROE COUNTY TRANSIT  
AUTHORITY and CHARLES JORDAN,

Defendants.

CIVIL ACTION NO. 3:11-CV-1859  
(JUDGE CAPUTO)

**ORDER**

**NOW**, this 25<sup>th</sup> day of May, 2012, **IT IS HEREBY ORDERED** that Defendants Monroe County Transit Authority and Charles Jordan's Motion to Dismiss Plaintiffs' Revised Amended Complaint (Doc. 14) **is GRANTED**.

(1) Count I of Plaintiffs' Revised Amended Complaint, State-Created Danger, is **DISMISSED with prejudice**.

(2) Pursuant to 28 U.S.C. § 1367(c)(3), the Court declines to exercise supplemental jurisdiction over Plaintiffs' state law claims against Defendants and those claims are **DISMISSED without prejudice**.

(3) The Clerk of Court is directed to mark the case as **CLOSED**.

/s/ A. Richard Caputo  
A. Richard Caputo  
United States District Judge